

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FILED BY  D.C.

DEC -5 AM 10:33

THOMAS H. GOULD  
CLERK, U.S. DISTRICT COURT  
W/D OF TENNESSEE

SMITH & NEPHEW, INC.,

Plaintiff,

v.

No. 02-2455 B

FEDERAL INSURANCE CO.,

Defendant.

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ORDER ADOPTING MAGISTRATE JUDGE'S REPORT & RECOMMENDATION

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Before the Court is Plaintiff Smith & Nephew, Inc.'s motion to compel filed on July 29, 2005. The Court referred the matter to Magistrate Judge S. Thomas Anderson. On November 14, 2005, the magistrate judge entered a report and recommended that the motion be granted. According to the Court's docket, no objections to the report and recommendation have been filed. A party who disagrees with the proposed findings and recommendations must file written objections within ten days of service of the recommendations. See 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b). Based upon a de novo review of the record and the lack of any objections, the Court ADOPTS the report and recommendation in full.

IT IS SO ORDERED this 5<sup>th</sup> day of December, 2005.

  
J. DANIEL BREEN  
UNITED STATES DISTRICT JUDGE

This document entered on the docket sheet in compliance  
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Honorable J. Breen  
US DISTRICT COURT